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TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

Total Number of Pages in This Submission 13

Application Number

10/635,387

Filing Date

April 6, 2005

First Named Inventor

Peter V. Radati

Art Unit

2137

Examiner Name

Michael J. Pyzocha

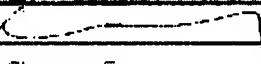
Attorney Docket Number

45 (K)

PTO/SB/21.03 041

Approved for use through 07/31/2006. OMB 0551-0031

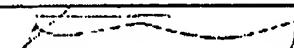
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimers <input type="checkbox"/> Request for Relief <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below).
Remarks		
Firm Name	Joseph E. Chovanes, Esq.	
Signature		
Printed name	Joseph E. Chovanes, Esq.	
Date	May 2, 2005	Reg. No. 33,401

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature



Typed or printed name

Joseph E. Chovanes

Date 5-2-05

This collection of information is required by 37 CFR 1.10. The information is required to obtain or retain a benefit by the public, which is forced (and by the USPTO to process) an application. Confidentiality is guaranteed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17-12 (04/01)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Effective on 1/20/2004
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818)

FEE TRANSMITTAL
For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(S)	0
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Complete if Known

Application Number	10/655,387
Filing Date	April 6, 2004
First Named Inventor	Peter V. Radetti
Examiner Name	Michael J. Pyzocha
Art Unit	2137
Attorney Docket No	45-03

METHOD OF PAYMENT (check off that apply)

Check Credit Card Money Order None Other (please identify): _____

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For the above-identified deposit account, the Director is hereby authorized to (check all that apply)

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FEES CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee Paid (\$)
Utility	300	150	500	250	700	100	_____
Design	200	100	100	50	150	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	100	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
36	20 or 40 = 0	0	0			
HP = highest number of total claims paid for if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
8	3 or 40 = 0	0	0			

HP = highest number of independent claims paid for if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(C) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	750 =	(round up to a whole number) x	_____	_____

4. OTHER FEES

Non-English Specification: \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

SUBMITTED BY

Signature	_____ Joseph E. Chovanes	Registration No (Attorney/Agent)	33,481	Telephone	610-640-0994
Name (Print/Type)					Date 5-2-05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to the end by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND ANY COMMENTS RELATED TO THIS FORM TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/655,387

Filed: April 6, 2004

For: APPARATUS AND METHODS
FOR INTERCEPTING, EXAMINING
AND CONTROLLING CODE, DATA AND FILES
AND THEIR TRANSFER IN INSTANT
MESSAGING AND
PEER-TO-PEER APPLICATIONS

Art Unit: 2137

Examiner: Michael J. Pyzocha

Atty Dkt.: 45-03

Mail Stop: Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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Alexandria, VA 22313.

Michael J. Pyzocha

AMENDMENT AND RESPONSE

This amendment and response is being timely filed within the three month
shortened statutory period for response set in the Office Action dated February 2, 2005.

Reconsideration and allowance of the application is respectfully solicited based
on the remarks set forth herein.

Amendments to the Specification are on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on
page 3 of this paper.

Remarks begin on page 8 of this paper.